



NICOLE GALLOWAY, CPA
Missouri State Auditor

May 18, 2018

Mr. Jonathan Hensley, General Counsel
Missouri State Treasurer's Office
State Capitol Building, Room 224
Jefferson City, MO 65101

Mr. Jim McAdams, General Counsel
Office of Administration - Commissioner's Office
State Capitol Building, Room 125
Jefferson City, MO 65101

Dear Mr. Hensley and Mr. McAdams:

The State Auditor's Office has been conducting an investigation under Section 29.221, RSMo, to determine whether the Governor's Office has hired private attorneys in violation of Missouri law. Specifically, it has come to our attention that the Governor's Office has retained Ross Garber of the Shipman & Goodwin law firm and Edward Greim of the Graves Garrett law firm as counsel. According to public testimony under oath, these attorneys have been hired with public funds. Additionally, in a letter dated May 18, 2018, Counsel to the Governor Lucinda Luetkemeyer stated,

"State funds are being used to pay outside, private counsel to represent Governor Eric Greitens in his official capacity and the Office of the Governor with respect to the ongoing investigation of the House Special Investigative Committee on Oversight. State funds will similarly be used to represent this same party-in-interest in whatever form proceedings take in the upcoming special session . . ."

At least one of the attorneys may have already submitted a demand for payment, and both will be submitting bills to the state, according to sworn testimony before the House Special Investigative Committee on Oversight.

We are informing you of this matter because you may be currently reviewing and processing these payments. It is questionable whether these payments are lawful. I have also attached a letter from the Attorney General that articulates his concerns that these payments may be without legal authority.

Please let us know whether any payments to the attorneys have or will be processed, and whether any payments have been made. I would ask that you respond no later than close of business, Tuesday, May 22, 2018.

Sincerely,

A handwritten signature in blue ink that reads "Paul Harper". The signature is fluid and cursive, with a long horizontal stroke at the end.

Paul Harper
General Counsel

cc: Lucinda Luetkemeyer, Office of the Governor
Michael Martinich-Sauter, Missouri Attorney General's Office